

1 D. Brittain Shaw  
2 DC Bar No. 472990  
3 U.S. Department of Justice  
4 1400 New York Ave., N.W.  
5 Washington, D.C. 20530  
6 202-538-4256  
7 Brittain.Shaw@usdoj.gov  
8 Attorney for *United States of America*

9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE DISTRICT OF ARIZONA**

11 United States of America,  
12 Plaintiff,  
13 v.  
14 James Panther,  
15 Defendant.

2:19-cr-00448-DLR2

**MOTION FOR LEAVE TO APPEAR  
TELEPHONICALLY**

16  
17  
18 The United States, by and through the undersigned counsel, moves for leave of the  
19 Court to appear via telephone for the sentencing hearing scheduled for Monday, May 22,  
20 2023 at 3:30 p.m. Undersigned government counsel is based in Washington, DC. In  
21 addition, undersigned counsel's son is graduating from high school the weekend  
22 immediately prior to the sentencing and will have family members visiting from out of  
23 state that entire weekend. Appearing in person would require leaving on Sunday for an  
24 overnight stay, given the flight schedules. Accordingly, undersigned counsel seeks  
25 permission to appear by telephone for the hearing so that she will not have to leave while  
26 family members are visiting. In addition, appearing by telephone for the sentencing  
27 hearing would save the government the cost of travel expenses and work time lost in transit  
28 back to DC. The government plans to file a detailed sentencing memorandum and a motion

1 for downward departure early next week.

2 Counsel for the Defendant, Andrea Tazioli, has been advised of the motion and has  
3 no opposition to this request.

4  
5 RESPECTFULLY SUBMITTED this 2nd day of May 2023.

6  
7 s. D. Brittain Shaw

8 D. Brittain Shaw

9 Attorney for the United States

10  
11 CERTIFICATE OF SERVICE

12 I certify that on May 2, 2023, I electronically transmitted the attached document to the  
13 Master Sealed Event Email, [phxcoopseal@azd.uscourts.gov](mailto:phxcoopseal@azd.uscourts.gov) for filing and emailed a copy  
14 to the following CM/ECF registrants:

15  
16 Andrea Tazioli  
17 *Counsel for James Panther*  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28